

**From:** justin funa  
**To:** Microsoft ATR  
**Date:** 1/15/02 6:50am  
**Subject:** Microsoft Settlement

Dear Judge Kollar-Kotally,

With all due respect your honor, I object to the following Proposed Final Judgment. The final proposal undoubtedly gives Microsoft complete authority to abuse their existing monopoly position. After further review, there is one glaring mistake. The flaw entails an inept enforcement mechanism to implement restrictions on Microsoft. With in the settlement, Microsoft will be closely scrutinized and monitored to comply with all restrictions entailed in the stated agreement. Supposedly, a three man compliance team will oversee and insure that Microsoft comply with the stated rules and regulations. However after closer inspection, this proposal only benefits Microsoft in the end. The three-man oversight team will be composed of the following: one appointee from the Justice Department, one appointee from Microsoft, and another appointee chosen by the two existing members. In turn, Microsoft will control half of the oversight team. Also, in the likelihood of any enforcement proceeding, all findings by the oversight committee will not be allowed into court. The sole purpose of the committee is to inform the Justice Department of all infractions by Microsoft. Subsequently the Justice Depart will launch its own investigation into the matter and commence litigation to halt all infractions. When all is said and done, the oversight committee is just a complete smoke screen. In turn, this team will not strictly oversee Microsoft's business moves. In many aspects, the Proposed Final Judgment does not provide adequate or appropriate restrictions and penalties against Microsoft. One cannot take comfort in the fact that the Proposed Final Judgment helps Microsoft's illegal and illicit activities. Therefore I submit to the court my objection to the Proposed Final Judgment.

Respectfully,

Justin Montefrio

Lodi, CA